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PATENT

Attorney Docket No. A-68285/RMS/DHR

OTPE ON STANDAMENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Examiner: Not Assigned
Group Art Unit: 1653

Serial No.: 09/762,491

In re application of:

Filed: February 6, 2001

For: Novel Apoptosis Proteins

Ying LUO, et al.

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Assistant Commissioner for Patents, BOX MISSING PARTS, Washington, DC 20231 on September 24, 2001

Signed: Java Valler

SECOND RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

Assistant Commissioner for Patents BOX MISSING PARTS Washington, DC 20231

Sir:

In response to the Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US) mailed July 23, 2001, we are enclosing the following documents:

- (1) A copy of the Notification;
- (2) Substitute Declaration for Patent Application (three separate documents) identifying the

Serial No.: 09/762,491 **Filed:** February 6, 2001

Art Unit: 1653

application by the International Application Number and International Filing Date;

- (3) Power of Attorney by Assignee (Not Accompanying Application);
- (4) Petition for Extension of Time to extend the period for response one month to and including September 24, 2001 (September 23, 2001 was a Sunday), and our check in the amount of \$55.00 to cover the extension fee; and
- (5) Return Postcard.

Applicant claims small entity status under 37 CFR 1.27.

Although Applicant believes that no other fees are required, the Assistant Commissioner is hereby authorized to charge any such fees, including extension fees, or credit any overpayment to Deposit Account No. 03-1600 (Our File A-68285/RMS/DHR).

Respectfully submitted,

FLEHR HOHBACH TEST ALBRITTON & HERBERT LLP

Renee M. Kosslak, Reg. No. 47,717 for

Robin M. Silva, Reg. No. 38,304

Four Embarcadero Center, Suite 3400 San Francisco, CA 94111-4187

Telephone: (415) 781-1989

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STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) Translation of America and policiation into English. Date	/o'' ^c	U.S. APPLICATION NO.	FIRST NAMED APPLICANT: ATTY, DOCKET NO.
FOUR EMBARCADERO CENTER SAN FRANCISCO CA 94111 DATE MALLED: 07/23/01 NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US) 1. The following items have been submitted by the applicant or the IB to the United States Patent and Trademark office as and Elected Office (37 CFR 1.494). San Elected Office (37 CFR 1.495): [V.U.S. Basic National Fee. Propy of the international application in: File A-LoSOLS Auty Rms DH. Translation of the international application into English. Oath or Declaration of inventors(s) for DO/EO/US. Copy of Article 19 amendments into English. Translation of Article 19 amendments into English. Translation of Article 19 amendments into English. Translation of Anticle 19 amendments into English. Translation of Anticle 19 amendments into English and its Amexes, if any. Translation Disclosure Statement(s) filed and Information Disclosure Statement(s) filed and Information Disclosure Statement(s) filed and Statement Claiming Small Entity Status. Priority Document. Copy of the International Search Report For and conject of the reference stated and and Copy of the International Search Report For and conject of the reference stated and conject of the	OCT 057	m &	INTERNATIONAL APPLICATION NO.
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2. The following items MUST be furnished within the period set forth below in order to complete the requirements for		2. The following items MUST be furnished within the period	od set forth below in order to complete the requirements for
a. Translation of the application into English. Note a processing fee will be required if submitted		a. Translation of the application into English. Note:	a processing fee will be required if submitted
The current translation is defective for the reasons indicated on the attached Notice of Defective		The current translation is defective for the	reasons indicated on the attached Notice of Defective
 b. Processing fee for providing the translation of the application and/or the Annexes later that the appropriate 20 or 30 months from the priority date (37 CFR 1.492(f)). c. Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international differences (files to the complete section). 	-	b. Processing fee for providing the translation of the appropriate 20 or 30 months from the priority date of c. Oath or declaration of the inventors, in compliance by the International application number and international	e application and/or the Annexes later that the se (37 CFR 1.492(f)). with 37 CFR 1.497(a) and (b), identifying the application arisens filler than the second
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3. Additional claim fees of \$_____ as a ___ large entity ___ small entity, including any required multiple dependent claim fee, are required. Applicant must submit the additional claim fees or cancel the additional claims for which fees are due (37 CFR 1.492(g)). See attached PTO-875.